

SULLIVAN CROMWELL ESQS.
ATTN: DAVID LIEBOV

U.S. DIST. COURT SOUTHERN/NY COUNTY

Index No. 07CIV2875

EDGAR BRONFMAN JR. plaintiff

- against -

VIVENDI, S.A. ("VIVENDI") ETAL defendant

STATE OF NEW YORK, COUNTY OF NEW YORK

MICHAEL C. LEVIEN being duly sworn, deposes and says:
 I am over 18 years of age, not a party to this action, and reside in the State of New York.

That on the 3rd day of May 2007 at 8:55 PM at
 300 Central Park West, Apt 2H New York, NY 10024

I served a true copy of the **Summons and Complaint**

Upon the Human Resources Committee of the Board of Directors of Vivendi The Defendant therein named, by delivering to, and leaving personally with:

Sarah J. Frank, a member of the Human Resources Committee of Vivendi S.A., which administers the Benefit Equalization Plan

a true copy of each thereof.

Deponent describes the person served as aforesaid to the best of Deponent's ability at the time and circumstances of the aforesaid service as follows:

Sex: Female	Color: White	Hair: Brown
App. Age: 60 yrs.	App. Ht: 5'5"	App Wt: 125 lb

Sworn to before me this
 6th day of May 2007


 Michael C. Levien
 The Arkin Group LLC
 590 Madison Avenue, 35th Floor
 New York, New York 10022

